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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

MAXIMILIAN KLEIN, et al.,

Plaintiffs,

vs.

META PLATFORMS, INC.,

Defendant.

This Document Relates To: All Actions

Consolidated Case No. 3:20-cv-08570-JD

**JOINT STIPULATION BETWEEN
CONSUMER PLAINTIFFS, ADVERTISER
PLAINTIFFS, AND DEFENDANT META
PLATFORMS, INC. REGARDING
SUBSTANTIAL COMPLETION DATE
FOR DOCUMENT PRODUCTION**

The Hon. James Donato

1 Consumer Plaintiffs (“Consumers”), Advertiser Plaintiffs (“Advertisers”), and defendant
2 Meta Platforms, Inc. (“Meta”), by and through their undersigned counsel, hereby stipulate as
3 follows:

4 WHEREAS, Consumers, Advertisers, and Meta on November 4, 2022 filed a joint
5 stipulation requesting a modification of the Court’s scheduling order and an extension of fact
6 discovery (Dkt. 376);

7 WHEREAS, Meta believed that—despite the broad scope and large number of documents
8 being collected, searched, reviewed, and produced—it could substantially complete document
9 production in response to already-served document requests by December 19, 2022;

10 WHEREAS, the Court set a modified case schedule (Dkt. 379), with fact discovery set to
11 close on June 23, 2023 and a substantial completion deadline of December 19, 2022;

12 WHEREAS, Consumers and Advertisers anticipate substantially completing their document
13 productions by December 19, 2022;

14 WHEREAS, Meta’s document-review vendor advised Meta on December 6, 2022—less
15 than two weeks before the December 19 substantial-completion date—that it had used an incorrect
16 date field to search certain non-email document collections.

17 WHEREAS, Meta isolated the approximately 465,000 erroneously excluded documents and
18 began reviewing them on December 6, 2022;

19 WHEREAS, in light of the volume of documents needing review, its ongoing efforts to
20 substantially complete production of other data by December 19, 2022, and the intervening holidays,
21 Meta anticipates completing review of the erroneously excluded documents in time to complete
22 production of the responsive, non-privileged subset of those documents by January 13, 2023;

23 WHEREAS, notwithstanding the above challenges, Meta substantially completed
24 production of email data for the first tranche of custodians on December 7, has to date substantially
25 completed production of email data for 41 custodians, and anticipates substantially completing
26 production of email data for the remaining 32 custodians by December 19, 2022 (with the exception
27 of documents being considered for inclusion on its privilege log, which it will provide promptly, in
28

1 accordance with the Stipulated Privilege Protocol (Dkt. 176) and certain other search term hits that
2 Meta and Advertisers agreed that Meta would produce by January 13, 2023).

3 ACCORDINGLY, Meta Platforms, Inc., by and through its counsel, hereby respectfully
4 requests that the Court find that good cause exists to modify the scheduling order (Dkt. 379) and
5 accordingly extend the substantial-completion deadline for the population of documents described
6 above. Plaintiffs agree to Facebook's request. This stipulation is without prejudice to either side's
7 position with respect to any other issue relating to the parties' respective document productions, the
8 impact of these late productions on the schedule, and any impact on the scheduling of depositions.

9 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

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11 Dated: _____

By: _____

12 Hon. James Donato

13 United States District Judge
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1 DATED: December 15, 2022

Respectfully submitted,

2 By: /s/ Shana E. Scarlett

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ATTESTATION OF SONAL N. MEHTA

This document is being filed through the Electronic Case Filing (ECF) system by attorney Sonal N. Mehta. By her signature, Ms. Mehta attests that she has obtained concurrence in the filing of this document from each of the attorneys identified on the caption page and in the above signature block.

Dated: December 15, 2022

By /s/ Sonal N. Mehta

Sonal N. Mehta